

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 19TH SEPTEMBER 2007 / 28TH BHADRA 1929

Bail Appl.No. 5642 of 2007()

CRIME NO.616/07 OF KAYAMKULAM POLICE STATION
CMP.7263/2007 of J.M.F.C., KAYAMKULAM
.....

PETITIONER/7TH ACCUSED

AFSAL @ MUHAMMED AFSAL,
PANDAPLAVIL, DESHATHINAKAM MURI,
PERINGALA P.O.,KAYAMKULAM.

BY ADV. SRI.GEORGE VARGHESE(PERUMPALLIKUTTIYIL)
SRI.A.R.DILEEP
SMT.KAVITHA GANGADHARAN

RESPONDENTS: STATE AND COMPLAINANT

1. STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR,HIGH COURT OF KERALA
ERNAKULAM.
2. SUB INSPECTOR OF POLICE,
KAYAMKULAM POLICE STATION,
KAYAMKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 19/09/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R. BASANT, J.

B.A.No. 5642 of 2007

Dated this the 19th day of September, 2007

ORDER

Application for regular bail. The petitioner is the 7th accused. He, along with the co-accused, faces allegations, inter alia, under Sections 308 and 153A r/w. 149 I.P.C. The petitioner was arrested on 31.8.2007. Some of the co-accused, who were arrested along with the petitioner, have been granted regular bail as per order dt. 17.9.2007 in B.A. 5512 of 2007.

2. The learned counsel for the petitioner prays, the learned Prosecutor does not oppose the said prayer on condition that the Investigator is granted reasonable further time to complete the investigation and I am satisfied that the petitioner can also be granted bail, subject to identical conditions as were imposed on the co-accused. This order has to be read in continuation of the said order. I am hence not adverting to facts in any greater detail.

3. In the result:

- 1) This application is allowed.
- 2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall not be released from custody on the strength of this order prior to 26.9.2007. The police shall in the meantime make every endeavour to complete the investigation.

(b) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(c) He shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon until further orders.

(d) The petitioner shall not, except for the purpose of complying with condition (c) above, enter the jurisdiction of Kayamkulam police station until further orders without the prior permission of the learned Magistrate.

(R. BASANT)
Judge